PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3967) TO IMPROVE HEALTH CARE AND BENEFITS FOR VETERANS EXPOSED TO TOXIC SUBSTANCES, AND FOR OTHER PURPOSES

FEBRUARY 28, 2022.—Referred to the House Calendar and ordered to be printed.

Mr. McGovern, from the Committee on Rules, submitted the following

REPORT

[To accompany H. Res. 950]

The Committee on Rules, having had under consideration House Resolution 950, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 3967, the Honoring our PACT Act of 2021, under a structured rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Veterans' Affairs. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117–33, modified by the amendment printed in part A of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides that following debate, each further amendment printed in part B of this report not earlier considered as part of amendments en bloc pursuant to section 3 shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, may be withdrawn by the proponent at any time before the question is put thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question. Section 3 of the resolution provides that at any time after debate the chair of the Committee on Veterans' Affairs or his designee may offer amendments en bloc consisting of further amendments printed in part B of this report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Veterans' Affairs or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The resolution waives all points of order against the amendments printed in part B of this report and amendments en bloc described in section 3 of the resolution. The resolution provides one motion to recommit.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 3967 includes a waiver of section 306 of the Congressional Budget Act, which prohibits consideration of legislation within the jurisdiction of the Committee on the Budget unless referred to or reported by the Budget Committee.

Although the resolution waives all points of order against provisions in H.R. 3967, as amended, the Committee is not aware of any

points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments to H.R. 3967 printed in part B of this report and amendments en bloc described in section 3 of the resolution, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 195

Motion by Mr. Cole to eliminate all the unprecedented pandemic authorities granted to the Speaker. Defeated: 4–8

Majority Members	Vote	Minority Members	Vote
Mrs. Torres	Nay	Mr. Cole	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mr. Reschenthaler	Yea
Vs. Scanlon	Nay	Mrs. Fischbach	Yea
Mr. Morelle	Nay		
Mr. DeSaulnier			
Ws. Ross	Nay		
Mr. Neguse	Nay		
Mr. McGovern, Chairman	Nav		

Rules Committee record vote No. 196

Motion by Mr. Cole to eliminate the martial law authorities granted to the Speaker. Defeated: 4-9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres	Nay	Mr. Cole	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mr. Reschenthaler	Yea
Ms. Scanlon	Nay	Mrs. Fischbach	Yea
Mr. Morelle	Nay		
Mr. DeSaulnier	Nay		
Ms. Ross	Nay		
Mr. Neguse	Nav		

Majority Members	Vote	Minority Members	Vote
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 197

Motion by Mr. Cole to add language in the rule that would stop the tolling of days for Resolutions of Inquiry. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres	Nay	Mr. Cole	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mr. Reschenthaler	Yea
Ms. Scanlon	Nay	Mrs. Fischbach	Yea
Mr. Morelle	Nay		
Mr. DeSaulnier	Nay		
Ms. Ross	Nay		
Mr. Neguse	Nay		
Mr. McGovern, Chairman	Nav		

Rules Committee record vote No. 198

Motion by Mr. Reschenthaler to add to the rule a section providing for the consideration of S. 3541, Healthcare for Burn Pit Veterans Act, under a closed rule. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres	Nay	Mr. Cole	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mr. Reschenthaler	Yea
Ms. Scanlon	Nay	Mrs. Fischbach	Yea
Mr. Morelle	Nay		
Mr. DeSaulnier	Nay		
Ms. Ross	Nay		
Mr. Neguse	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 199

Motion by Mrs. Torres to report the rule. Adopted: 9-4

Majority Members	Vote	Minority Members	Vote
Mrs. Torres	Yea	Mr. Cole	Nay
Mr. Perlmutter	Yea	Mr. Burgess	Nay
Mr. Raskin	Yea	Mr. Reschenthaler	Nay
Ms. Scanlon	Yea	Mrs. Fischbach	Nay
Mr. Morelle	Yea		
Mr. DeSaulnier	Yea		
Ms. Ross	Yea		
Mr. Neguse	Yea		
Mr. McGovern, Chairman	Yea		

SUMMARY OF THE AMENDMENT TO H.R. 3967 IN PART A CONSIDERED AS ADOPTED

1. Takano (CA): Revises the seating of members on the Federal Advisory Committee created in Title II of the bill, to ensure for staggered terms. Authorizes the Secretary of the Veterans Administration to allow for claimants to opt-in to receiving notifications through electronic communication. Adds Thule, Greenland to the list of locations to which veterans are presumed to have been exposed to radiation. Authorizes funding for an expansion of VA's dis-

ability claims automation system. Creates a Veterans Toxic Exposure Fund to authorize funding for the activities in the bill.

SUMMARY OF THE AMENDMENTS TO H.R. 3967 IN PART B MADE IN ORDER

1. Bush, Cori (MO): Includes race and ethnicity as a demographic for a study on the incidence of cancer in veterans. (10 minutes)

2. Bush, Cori (MO): Includes race, age, period of service, military occupation, gender, and disability status of veterans in an epidemiological study on the health trends of veterans who served in the Armed Forces after September 11, 2001. (10 minutes)

3. Bush, Cori (MO): Amends the review of known cases of toxic exposure on military installations of the Department of Defense to

include both in the United States and abroad. (10 minutes)

4. Bush, Cori (MO): Includes a study on veteran health outcomes related to waste from the Manhattan project in St. Louis. (10 minutes)

- 5. Bost (IL): Replaces the text of the bill with the Health Care for Burn Pit Veterans Act, which expands healthcare eligibility for certain combat veterans exposed to toxic substances to last for ten years after separation instead of five years, requires toxic exposure-related education and training for VA personnel, and requires screenings and studies to better identify potential associations between veteran medical conditions and toxic exposure. (10 minutes)
- 6. Brownley (CA), Miller-Meeks (IA): Ensures toxic exposed veterans have access to mammography screenings. (10 minutes)
- 7. Cartwright (PA): Requires the Secretary of the VA to share a list of resources for toxic-exposed veterans, caregivers of toxic-exposed veterans, and survivors of toxic-exposed vets with national veterans services organizations and other veteran groups. (10 minutes)
- 8. Gibbs (OH): Allows veterans an additional 24-hour period, at minimum, to notify the VA when receiving care at a non-VA facility. This additional time-period will allow flexibility if a veteran needs additional time to recoup from a severe medical condition or if they are dealing with other complicating factors. (10 minutes)

9. Golden (ME), Wild (PA): Ensures that mental health services and counseling are included when providing hospital services to

give holistic care for affected veterans. (10 minutes)

10. Gottheimer (NJ): Requires a study by the Department of Veterans Affairs to examine the possible relationship between toxic exposures experienced during service in the Armed Forces and mental health outcomes. (10 minutes)

11. Gottheimer (NJ): Defines outreach materials on illnesses that may be related to toxic exposure as fact sheets under the Veterans

and Family Information Act. (10 minutes)

12. Hartzler (MO): Enhances VA hiring competitiveness by allowing VA to release physicians from non-compete agreements after committing to VA service for at least one year, authorizes VA to make job offers up to 2 years prior to completion of residency and updates statutory minimum requirements for VA physicians to include medical residency. (10 minutes)

13. Jackson Lee (TX): Adds a study on whether data collection established under this bill should include data on the toxic exposure of National Guard service personnel when deployed in connec-

tion with a natural disaster in the United States or its territories. (10 minutes)

14. Levin, Andy (MI), Wild (PA): Amends the definition of "illnesses" to include both mental and physical health. (10 minutes)

15. Levin, Mike (CA): Adds a new section similar to the Commitment to Veteran Support and Outreach Act, which authorizes VA to award grants to expand outreach and claims assistance carried out through County Veterans Service Officers (CVSOs). (10 minutes)

16. Newman (IL): Requires the Department of Defense (DOD) to conduct a study on the exposure of members of the Armed Forces to herbicide agents, including Agent Orange and Agent Purple, in the Panama Canal Zone during the period beginning on January 1, 1958, and ending on December 31, 1999. (10 minutes)

17. Pappas (NH): Requires coordination between the Department of Defense and the Department of Veterans Affairs to establish guidelines used for training active duty personnel to provide awareness of potential risks of toxic exposure, as well as ways to prevent such exposures during combat. (10 minutes)

18. Plaskett (VI): Requires a GAO study and report on access and barriers to veterans benefits and services for veterans in territories

of the United States. (10 minutes)

19. Porter (CA): Directs the Department of Veterans Affairs to establish a public website, housed within the War Related Illness and Injury Study Center of the Department, to be a clearinghouse for the publication of all Federally funded research on toxic exposure. (10 minutes)

20. Ross (NC), Rouzer (NC): Requires the DOD to submit to Congress a report on sources of PFAS on military installations other than AFFF and any recommendation regarding whether to expand eligibility for the registry to individuals exposed to PFAS from

other sources. (10 minutes)

21. Ruiz (CA), Slotkin (MI), Welch (VT), Bilirakis (FL): Requires the Department of Defense (DOD) to provide budget information regarding incinerators and waste-to-energy waste disposal alternatives to burn pits. DOD must include the information as a dedicated budget line item in the President's FY2023 through the Fiscal Year 2027 budget. (10 minutes)

22. Ruiz (CA), Ryan (OH), González-Colón, Jenniffer (PR): Allows veterans in the burn pits registry to designate a registered individual or an immediate family member to update the registry with

the cause of death of the individual. (10 minutes)

23. Ryan (OH), Mast (FL), Kelly, Trent (MS), Fitzpatrick (PA), Cheney (WY), Young (AK), Ruiz (CA), Hayes (CT), Cartwright (PA): Adds the text of the SFC Heath Robinson Burn Pit Transparency Act, which requires the Department of the VA to document, track, and then notify Congress of specified data points related to exposure cases as reported by veterans to the VA. (10 minutes)

24. Scanlon (PA): Authorizes \$150,000,000 for fiscal year 2023 to expand capacity of the Veterans Benefits Management System of the Department of Veterans Affairs to accommodate expected increased claims processing for newly eligible veterans. (10 minutes)

25. Slotkin (MI): Creates an interagency working group to 1) Identify collaborative research activities and resources, 2) Establish a 5-year strategic plan for coordination/planning for research sur-

rounding toxic exposure, and 3) Submit a report to the VA Secretary with milestones/goals as part of the implementation. (10 minutes)

26. Spanberger (VA): Requires the Secretary of Veterans Affairs to submit a publicly available report to Congress that includes (1) a discussion of the effect of various different types of jet fuels used by the Armed Forces on the health of individuals by length of exposure; (2) an identification of the immediate symptoms of jet fuel exposure that may indicate future health risks; (3) a chronology of health safeguards implemented by the Armed Forces intended to reduce the exposure of members of the Armed Forces to jet fuel; and (4) an identification of any areas relating to jet fuel exposure about which new research needs to be conducted. (10 minutes)

27. Torres, Norma (CA): Requires the publication of the list of resources provided by the VA to toxic-exposed veterans be made available in English, Spanish, Chinese, and the 7 other most commonly spoken languages in the United States. (10 minutes)

28. Torres, Norma (CA): Revises Section 505 to include language about the feasibility and advisability of VA looking at available early detection diagnostics and how they might be incorporated into veterans' care. (10 minutes)

PART A—TEXT OF AMENDMENT TO H.R. 3967 CONSIDERED AS ADOPTED

Page 21, strike lines 5 through 7 and insert the following:

"(4)(A) Except as provided by subparagraph (B), each member of the Committee shall be appointed for a two-year term, and may serve not more than three successive terms.

"(B) With respect to the five members who are initially appointed by the Secretary under subparagraph (A)(i), the Secretary shall determine the length of the term of each such member in a manner that ensures the expiration of the terms on a staggered basis.".

Page 33, after line 6, insert the following new subsection:

(c) RULE OF CONSTRUCTION.—Nothing in section 1172(a)(2)(A) of title 38, United States Code, as added by subsection (a), shall be construed so as to require the advice and consent of the Senate in the appointment of members of the Formal Advisory Committee on Toxic Exposure.

Page 41, line 8, insert "OR THULE, GREENLAND," after "SPAIN.".

Page 41, line 13, insert "or Thule" after "Palomares".

Page 41, line 14, insert "OR THULE" after "PALOMARES".

Page 41, line 16, strike "clause" and insert "clauses".

Page 41, after line 23, add the following new clause:

"(vii) Onsite participation in the response effort following the on-board fire and crash of a United States Air Force B-52 bomber that caused the release of four thermonuclear weapons in the vicinity of Thule Air Force Base, Greenland, during the period beginning January 21, 1968, and ending September 25, 1968."

Add at the end of title VII the following new sections:

SEC. 7 . VETERANS TOXIC EXPOSURES FUND.

Chapter 3 is amended by adding at the end the following new section:

"§ 324. Veterans Toxic Exposures Fund

"(a) ESTABLISHMENT.—There is hereby established in the Treasury of the United States an account to be known as the "Veterans Toxic Exposures Fund" (the "Fund"), to be administered through the Department of Veterans Affairs, to provide for investment in the delivery of veterans' health care, research, and benefits associ-

ated with hazardous exposure in service.

"(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Fund for fiscal year 2023 and each subsequent fiscal year such sums as are necessary to increase funding, over the fiscal year 2021 level for the Veterans Health Administration of the Department of Veterans Affairs, for any expenses incident to the delivery of veterans' health care and benefits associated with exposure to environmental hazards in service, including administrative expenses, such as claims processing and appeals, and for medical research related to hazardous exposures. Amounts appropriated to the Fund pursuant to this subsection shall be counted as direct spending under the Congressional Budget and Impoundment Control Act of 1974 and any other Act.

"(c) Estimates for Congressional Consideration.—The Secretary shall include in documents submitted to Congress in support of the President's budget submitted pursuant to section 1105 of title 31, United States Code, detailed estimates of the sums described in subsection (b) for the applicable fiscal year.

"(d) PROCEDURES FOR ESTIMATES.—The Secretary, after consultation with the Committees on Appropriations of the House of Representatives and the Senate, may establish policies and procedures for developing the annual detailed estimates required in subsection (c).".

AUTHORIZATION OF ELECTRONIC NOTICE IN CLAIMS UNDER LAWS ADMINISTERED BY THE SECRETARY OF VETERANS AFFAIRS. SEC. 7

Title 38, United States Code, is amended as follows:

(1) By striking section 5100 and inserting the following:

"§ 5100. Definitions

"In this chapter:

"(1) The term 'claimant' means any individual applying for, or submitting a claim for, any benefit under the laws administered by the Secretary.

"(2) The term 'notice' means a communication issued through means (including electronic means) prescribed by the Sec-

retary."

- (2) In section 5104, by adding at the end the following new subsection:
- "(c) The Secretary may provide notice under subsection (a) electronically if a claimant (or the claimant's representative) elects to receive such notice electronically. A claimant (or the claimant's representative) may revoke such an election at any time, by means prescribed by the Secretary.

"(d) The Secretary shall annually—

- "(1) solicit recommendations from stakeholders on how to improve notice under this section; and
- "(2) publish such recommendations on a publicly available website of the Department.".

- (3) In section 5104B(c), in the matter preceding paragraph (1) by striking "in writing" and inserting "to the claimant (and any representative of such claimant)".
 - (4) In section 7104—

(A) in the heading, by adding "; decisions; notice" at the end; and

(B) by striking subsection (e) and inserting the following: "(e) After reaching a decision on an appeal, the Board shall promptly issue notice (as that term is defined in section 5100 of this title) of such decision to the following:

"(1) The appellant.

"(2) Any other party with a right to notice of such decision.

(3) Any authorized representative of the appellant or party

described in paragraph (2).

"(f) The Secretary may provide notice under subsection (e) electronically if a claimant (or the claimant's representative) elects to receive such notice electronically. A claimant (or the claimant's representative) may revoke such an election at any time, by means prescribed by the Secretary."

(5) In section 7105(b)(1)(A), by striking "mailing" and insert-

ing "issuance".

- (6) In section 7105A(a), by striking "mailed" and inserting "issued".
- $\left(7\right)$ In section 7266(a), by striking "mailed" and inserting "issued".

SEC. 7___. AUTHORIZATION OF APPROPRIATIONS FOR EXPANSION OF CLAIMS AUTOMATION.

There is authorized to be appropriated to the Secretary of Veterans Affairs \$30,000,000 for fiscal year 2023 to support expected increased claims processing for newly eligible veterans pursuant to this Act and the amendments made by this Act by—

(1) supporting the automation of processing claims by the Veterans Benefits Administration of the Department of Vet-

erans Affairs;

- (2) adding self-service features to the system by which individuals file claims;
- (3) removing duplicative efforts regarding the processing of claims; and
- (4) reducing the dependency of the Department on the legacy claim system.

PART B—TEXT OF AMENDMENTS TO H.R. 3967 MADE IN ORDER

1. An Amendment To Be Offered by Representative Bush of Missouri or Her Designee, Debatable for 10 Minutes

Page 55, line 20, strike "age" and insert "race and ethnicity". Page 55, after line 20, insert the following new paragraph (and redesignate the subsequent paragraphs accordingly):

(2) The age of the veteran.

2. An Amendment To Be Offered by Representative Bush of Missouri or Her Designee, Debatable for 10 Minutes

Page 55, after line 6, insert the following new subsection (and redesignate the subsequent subsection accordingly):

- (b) Elements.—The study under subsection (a) shall assess, with respect to each veteran included in the study, the following:
 - (1) The race and ethnicity of the veteran.

(2) The age of the veteran.

- (3) The period of service and length of service of the veteran in the Armed Forces.
 - (4) Any military occupational speciality of the veteran.

(5) The gender of the veteran.

- (6) The disability status of the veteran.
- 3. An Amendment To Be Offered by Representative Bush of MISSOURI OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 58, line 5, strike "located in the United States".

4. An Amendment To Be Offered by Representative Bush of MISSOURI OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title V, add the following:

SEC. 507. STUDY ON HEALTH EFFECTS OF WASTE RELATED TO MANHATTAN PROJECT ON CERTAIN VETERANS.

(a) STUDY.—The Secretary of Veterans Affairs shall conduct a study on the health trends of veterans who, while serving in the active military, naval, air, or space service-

(1) participated in activities relating to the Manhattan Project (including activities relating to covered waste) in con-

nection with such service; or

(2) resided at or near, as determined by the Secretary, the

locations described in subsection (b).

- (b) COVERED LOCATIONS.—The locations described in this subsection are the following locations in the county of St. Louis, Missouri:
 - (1) Coldwater Creek.
 - (2) The St. Louis Airport Site.
 - (3) The West Lake Landfill.
 - (4) Any other location in the county of St. Louis, Missouri that is proximate to covered waste, as determined by the Secretary.
- (c) Elements.—The study under subsection (a) shall assess, with respect to each veteran included in the study, the following:

(1) The age, gender, and race of the veteran.

(2) The period and location of exposure to covered waste.

(3) Any type of cancer, or other illness associated with toxic

exposure, that the veteran has.

- (4) A comparison of the overall health condition of the veteran, including any illness of the veteran identified pursuant to paragraph (3), with the overall health condition of past and present civilian populations residing at the same location of exposure.
- (d) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit to the Committees on Veterans' Affairs of the House of Representatives and the Senate a report on the study under subsection (a).
 - (e) Definitions.—In this section:

(1) The term "covered waste" means any waste arising from activities carried out in connection with the Manhattan Project.

(2) The term "illness" has the meaning given that term in section 1171 of title 38, United States Code, as added by sec-

tion 202.

- (3) The term "toxic exposure" has the meaning given that term in section 101 of such title, as added by section 102(b).
- 5. An Amendment To Be Offered by Representative Bost of Illinois or His Designee, Debatable for 10 Minutes

Strike page 1, line 1, and all that follows through page 80, line 7, and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Health Care for Burn Pit Veterans Act".

SEC. 2. EXPANSION OF ELIGIBILITY FOR HEALTH CARE FROM DE-PARTMENT OF VETERANS AFFAIRS FOR CERTAIN VET-ERANS EXPOSED TO TOXIC SUBSTANCES.

(a) In General.—Section 1710(e)(3) of title 38, United States Code, is amended—

(1) in subparagraph (A)—

- (A) by striking "January 27, 2003" and inserting "September 11, 2001"; and
- (B) by striking "five-year period" and inserting "ten-year period";

(2) by amending subparagraph (B) to read as follows:

"(B) With respect to a veteran described in paragraph (1)(D) who was discharged or released from the active military, naval, air, or space service after September 11, 2001, and before October 1, 2013, but did not enroll to receive such hospital care, medical services, or nursing home care under such paragraph pursuant to subparagraph (A) before October 1, 2022, the one-year period beginning on October 1, 2022."; and

(3) by striking subparagraph (C).

- (b) CLARIFICATION OF COVERAGE.—Section 1710(e)(1)(D) of such title is amended by inserting after "Persian Gulf War" the following: "(including any veteran who, in connection with service during such period, received the Armed Forces Expeditionary Medal, Service Specific Expeditionary Medal, Combat Era Specific Expeditionary Medal, Campaign Specific Medal, or any other combat theater award established by a Federal statute or an Executive Order)".
- (c) REPORT.—Not later than October 1, 2024, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs of the House of Representatives and the Senate a report on—
 - (1) the number of veterans who enrolled in the system of annual patient enrollment of the Department of Veterans Affairs established and operated under section 1705(a) of title 38, United States Code, to receive care pursuant to eligibility under subparagraph (B) of section 1710(e)(3) of such title, as amended by subsection (a)(2); and

(2) of the veterans described in paragraph (1), the number of such veterans who reported a health concern related to expo-

sure to a toxic substance or radiation.

(d) Outreach Plan.—Not later than December 1, 2022, the Secretary shall submit to the Committees on Veterans' Affairs of the House of Representatives and the Senate a plan to conduct outreach to veterans described in subparagraph (B) of section 1710(e)(3) of title 38, United States Code, as amended by subsection (a)(2), to notify such veterans of their eligibility for hospital care, medical services, or nursing home care under such subparagraph.

(e) EFFECTIVE DATE.—This section and the amendments made by

this section shall take effect on October 1, 2022.

SEC. 3. INCORPORATION OF TOXIC EXPOSURE SCREENING FOR VETERANS.

- (a) IN GENERAL.—Beginning not later than 90 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall incorporate a screening to help determine potential exposures to toxic substances during active military, naval, air, or space service as part of a health care screening furnished by the Secretary to veterans enrolled in the system of annual patient enrollment of the Department of Veterans Affairs established and operated under section 1705 of title 38, United States Code, to improve understanding by the Department of exposures of veterans to toxic substances while serving in the Armed Forces.
- (b) TIMING.—The Šecretary shall ensure that a veteran described in subsection (a) completes the screening required under such subsection not less frequently than once every five years.

(c) Determination of Questions.—

- (1) IN GENERAL.—The questions included in the screening required under subsection (a) shall be determined by the Secretary with input from medical professionals.
- (2) Specific Questions.—At a minimum, the screening required under subsection (a) shall, with respect to a veteran, include—
 - (A) a question about the potential exposure of the veteran to an open burn pit; and
 - (B) a question regarding exposures that are commonly associated with service in the Armed Forces.
- (3) OPEN BURN PIT DEFINED.—In this subsection, the term "open burn pit" means an area of land that—
 - (A) is designated by the Secretary of Defense to be used for disposing solid waste by burning in the outdoor air; and
 - (B) does not contain a commercially manufactured incinerator or other equipment specifically designed and manufactured for the burning of solid waste.
- (d) PRINT MATERIAL.—In developing the screening established under subsection (a), the Secretary shall ensure that print materials complementary to such screening that outline related resources for veterans are available at each medical center of the Department to veterans who may not have access to the internet.
- (e) SCREENING UPDATES.—The Secretary shall consider updates to the content of the screening required under subsection (a) not

less frequently than biennially to ensure the screening contains the most current information.

(f) ACTIVE MILITARY, NAVAL, AIR, OR SPACE SERVICE DEFINED.—In this section, the term "active military, naval, air, or space service" has the meaning given that term in section 101(24) of title 38, United States Code.

SEC. 4. TRAINING FOR PERSONNEL OF THE DEPARTMENT OF VETERANS AFFAIRS WITH RESPECT TO VETERANS EXPOSED TO TOXIC SUBSTANCES.

- (a) HEALTH CARE PERSONNEL.—The Secretary of Veterans Affairs shall provide to health care personnel of the Department of Veterans Affairs education and training to identify, treat, and assess the impact on veterans of illnesses related to exposure to toxic substances and inform such personnel of how to ask for additional information from veterans regarding different exposures.
 - (b) Benefits Personnel.—
 - (1) IN GENERAL.—The Secretary shall incorporate a training program for processors of claims under the laws administered by the Secretary who review claims for disability benefits relating to service-connected disabilities based on exposure to toxic substances.
 - (2) ANNUAL TRAINING.—Training provided to processors under paragraph (1) shall be provided not less frequently than annually.

SEC. 5. ANALYSIS AND REPORT ON TREATMENT OF VETERANS FOR MEDICAL CONDITIONS RELATED TO TOXIC EXPOSURE.

- (a) IN GENERAL.—The Secretary of Veterans Affairs shall analyze, on a continuous basis, all clinical data that—
 - (1) is obtained by the Department of Veterans Affairs in connection with hospital care, medical services, and nursing home care furnished under section 1710(a)(2)(F) of title 38, United States Code; and
 - (2) is likely to be scientifically useful in determining the association, if any, between the medical condition of a veteran and the exposure of the veteran to a toxic substance.
- (b) ANNUAL REPORT.—Not later than one year after the date of the enactment of this Act, and annually thereafter, the Secretary shall submit to the Committees on Veterans' Affairs of the House of Representatives and the Senate a report containing—
 - (1) the aggregate data compiled under subsection (a);
 - (2) an analysis of such data;
 - (3) a description of the types and incidences of medical conditions identified by the Department under such subsection;
 - (4) the explanation of the Secretary for the incidence of such medical conditions and other explanations for the incidence of such conditions as the Secretary considers reasonable; and
 - (5) the views of the Secretary on the scientific validity of drawing conclusions from the incidence of such medical conditions, as evidenced by the data compiled under subsection (a), regarding any association between such conditions and exposure to a toxic substance.

SEC. 6. ANALYSIS RELATING TO MORTALITY OF VETERANS WHO SERVED IN SOUTHWEST ASIA.

(a) ANALYSIS.—

- (1) IN GENERAL.—Not later than 270 days after the date of the enactment of this Act, the Secretary of Veterans Affairs, in coordination with the Secretary of Defense, shall conduct an updated analysis of total and respiratory disease mortality in covered veterans.
- (2) ELEMENTS.—The analysis required by paragraph (1) shall include, to the extent practicable, the following with respect to each covered veteran:
 - (A) Metrics of airborne exposures.
 - (B) The location and timing of deployments of the vet-
 - (C) The military occupational specialty of the veteran.
 - (D) The Armed Force in which the veteran served.
 - (E) Pre-existing health status of the veteran, including with respect to asthma.
 - (F) Relevant personal information of the veteran, including cigarette and e-cigarette smoking history, diet, sex, gender, age, race, and ethnicity.
- (b) COVERED VETERAN DEFINED.—In this section, the term "covered veteran" means any veteran who-
 - (1) on or after August 2, 1990, served on active duty in—
 - (A) Bahrain;

 - (B) Iraq; (C) Kuwait;
 - (D) Oman;
 - (E) Qatar;
 - (F) Saudi Arabia;
 - (G) Somalia: or
 - (H) the United Arab Emirates; or
 - on or after September 11, 2001, served on active duty in-
 - (A) Afghanistan;
 - (B) Djibouti;
 - (C) Egypt;
 - (D) Jordan;
 - (E) Lebanon;
 - (F) Syria; or
 - (G) Yemen.

SEC. 7. STUDY ON HEALTH TRENDS OF POST 9/11 VETERANS.

The Secretary of Veterans Affairs shall conduct an epidemiological study on the health trends of veterans who served in the Armed Forces after September 11, 2001.

SEC. 8. STUDY ON CANCER RATES AMONG VETERANS.

- (a) IN GENERAL.—The Secretary of Veterans Affairs shall conduct a study on the incidence of cancer in veterans to determine trends in the rates of the incidence of cancer in veterans.
- (b) ELEMENTS.—The study required by subsection (a) shall assess, with respect to each veteran included in the study, the following:
 - (1) The age of the veteran.
 - (2) The period of service and length of service of the veteran in the Armed Forces.
 - (3) The military occupational specialty or specialties of the veteran.

- (4) The gender of the veteran.
- (5) The type or types of cancer that the veteran has.
- SEC. 9. PUBLICATION OF LIST OF RESOURCES OF DEPARTMENT OF VETERANS AFFAIRS FOR VETERANS EXPOSED TO TOXIC SUBSTANCES AND OUTREACH PROGRAM FOR SUCH VETERANS AND CAREGIVERS AND SURVIVORS OF SUCH VETERANS.
 - (a) Publication of List of Resources.—
 - (1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, and annually thereafter, the Secretary of Veterans Affairs shall publish a list of resources of the Department of Veterans Affairs for—
 - (A) veterans who were exposed to toxic substances;
 - (B) families and caregivers of such veterans; and
 - (C) survivors of such veterans who are receiving death benefits under the laws administered by the Secretary.
 - (2) UPDATE.—The Secretary shall periodically update the list published under paragraph (1).
- (b) OUTREACH.—The Secretary shall develop, with input from the community, an informative outreach program for veterans on illnesses that may be related to exposure to toxic substances, including outreach with respect to benefits and support programs.

SEC. 10. REPORT ON INDIVIDUAL LONGITUDINAL EXPOSURE RECORD.

- (a) IN GENERAL.—Not later than one year after the date on which the Individual Longitudinal Exposure Record achieves full operational capability, the Secretary of Veterans Affairs shall submit to the appropriate congressional committees a report on the data quality of the Individual Longitudinal Exposure Record and the usefulness of the Individual Longitudinal Exposure Record in supporting veterans in receiving health care and benefits from the Department of Veterans Affairs.
- (b) ELEMENTS.—The report required by subsection (a) shall include the following:
 - (1) An identification of exposures to toxic substances that may not be fully captured by the current systems for environmental and occupational health monitoring and recommendations for how to improve those systems.
 - (2) An analysis of the quality of the location data in determining exposures of veterans to toxic substances and recommendations for how to improve the quality of that location data.
 - (3) Recommendations on how to improve the usefulness of the Individual Longitudinal Exposure Record.
 - (c) DEFINITIONS.—In this section:
 - (1) The term "appropriate congressional committees" means—
 - (A) the Committee on Armed Services and the Committee on Veterans' Affairs of the House of Representatives; and
 - (B) the Committee on Armed Services and the Committee on Veterans' Affairs of the Senate.
 - (2) The term "Individual Longitudinal Exposure Record" includes any pilot program or other program used by the Department of Veterans Affairs or the Department of Defense to track

how members of the Armed Forces or veterans have been exposed to various occupational or environmental hazards.

6. An Amendment To Be Offered by Representative Brownley OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 14, after line 19, insert the following:

- SEC. 105. REVISION OF BREAST CANCER MAMMOGRAPHY POLICY OF DEPARTMENT OF VETERANS AFFAIRS TO PROVIDE MAM-MOGRAPHY SCREENING FOR VETERANS WHO SERVED IN LOCATIONS ASSOCIATED WITH TOXIC EXPOSURE.
- (a) IN GENERAL.—Section 7322 of title 38, United States Code, is amended-
 - (1) in subsection (a), by striking "The" and inserting "IN GENERAL.—The";

(2) in subsection (b)-

- (A) by striking "The" and inserting "STANDARDS FOR SCREENING.—The"; and
- (B) in paragraph (2)(B), by inserting "a record of service in a location and during a period specified in subsection (d)," after "risk factors,"; and

(3) by adding at the end the following new subsections: "(c) Eligibility for Screening for Veterans Exposed to TOXIC SUBSTANCES.—The Under Secretary for Health shall ensure that, under the policy developed under subsection (a), any veteran who, during active military, naval, or air service, was deployed in support of a contingency operation in a location and during a period specified in subsection (d), is eligible for a mammography screening by a health care provider of the Department.

"(d) LOCATIONS AND PERIODS SPECIFIED.—(1) The locations and periods specified in this subsection are the following:

"(A) Iraq during following periods:

"(i) The period beginning on August 2, 1990, and ending

on February 28, 1991.

"(ii) The period beginning on March 19, 2003, and ending on such date as the Secretary determines burn pits are no longer used in Iraq.

- "(B) The Southwest Asia theater of operations, other than Iraq, during the period beginning on August 2, 1990, and ending on such date as the Secretary determines burn pits are no longer used in such location, including the following locations:
 - "(i) Kuwait.

"(ii) Saudi Arabia.

"(iii) Oman.

"(iv) Qatar.

"(C) Afghanistan during the period beginning on September 11, 2001, and ending on such date as the Secretary determines burn pits are no longer used in Afghanistan.

"(D) Djibouti during the period beginning on September 11, 2001, and ending on such date as the Secretary determines

burn pits are no longer used in Djibouti.

"(E) Syria during the period beginning on September 11, 2001, and ending on such date as the Secretary determines burn pits are no longer used in Syria.

"(F) Jordan during the period beginning on September 11, 2001, and ending on such date as the Secretary determines burn pits are no longer used in Jordan.

"(G) Egypt during the period beginning on September 11, 2001, and ending on such date as the Secretary determines

burn pits are no longer used in Egypt.

"(H) Lebanon during the period beginning on September 11, 2001, and ending on such date as the Secretary determines burn pits are no longer used in Lebanon.

"(I) Yemen during the period beginning on September 11, 2001, and ending on such date as the Secretary determines

burn pits are no longer used in Yemen.

"(J) Such other locations and corresponding periods as set forth by the Airborne Hazards and Open Burn Pit Registry established under section 201 of the Dignified Burial and Other Veterans' Benefits Improvement Act of 2012 (Public Law 112–260: 38 U.S.C. 527 note).

"(K) Such other locations and corresponding periods as the Secretary, in collaboration with the Secretary of Defense, may determine appropriate in a report submitted under paragraph

(2).

"(2) Not later than two years after the date of the enactment of the Supporting Expanded Review for Veterans In Combat Environments Act of 2021, and not less frequently than once every two years thereafter, the Secretary of Veterans Affairs, in collaboration with the Secretary of Defense, shall submit to Congress a report specifying other locations and corresponding periods for purposes of paragraph (1)(K).

"(3) A location under this subsection shall not include any body

of water around or any airspace above such location.

"(4) In this subsection, the term 'burn pit' means an area of land that is used for disposal of solid waste by burning in the outdoor air.".

- (b) REPORT ON BREAST CANCER RATES FOR VETERANS DEPLOYED TO CERTAIN AREAS.—Not later than two years after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report that compares the rates of breast cancer among members of the Armed Forces deployed to the locations and during the periods specified in section 7322(d) of title 38, United States Code, as added by subsection (a), as compared to members of the Armed Forces who were not deployed to those locations during those periods and to the civilian population.
- 7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARTWRIGHT OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 61, after line 20, insert the following:

(c) VETERANS ORGANIZATIONS.—To the extent practicable, the Secretary shall share with national veterans service organizations and other veterans groups, including such organizations and groups that improve access by veterans to health care and benefits,

the list of resources under subsection (a) and the outreach program under subsection (b).

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GIBBS OF Ohio or His Designee, Debatable for 10 Minutes

Page 15, line 2, insert "and Other Matters" after "Service". Page 17, after line 6, insert the following new section:

SEC. 112. AUTHORIZATION PERIOD FOR EMERGENCY TREATMENT IN NON-DEPARTMENT OF VETERANS AFFAIRS MEDICAL FA-CILITIES.

Section 1703(a)(3) of title 38, United States Code, is amended— (1) by striking "A covered veteran" and inserting "(A) Except as provided by subparagraph (B), a covered veteran"; and

(2) by adding at the end the following new subparagraph: "(B) In the case of an emergency which existed at the time of admission of a covered veteran to a health care provider, the Secretary shall deem the care or services received by the veteran during such admission to be authorized under subparagraph (A) if the covered veteran (or an individual acting on behalf of the covered veteran) makes an application for such authorization during the period following such admission that the Secretary determines appropriate for purposes of this paragraph, except such period may not be less than 96 hours.".

9. An Amendment To Be Offered by Representative Golden of Maine or His Designee, Debatable for 10 Minutes

Page 6, line 5, insert "(including mental health services and counseling)" after "hospital care".

Page 6, line 11, insert "(including mental health services and counseling)" after "hospital care".

Page 6, line 17, insert "(including mental health services and counseling)" after "hospital care".

Page 50, line 14, insert "(including mental health services and counseling)" after "hospital care".

10. An Amendment To Be Offered by Representative GOTTHEIMER OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title V, insert the following:

SEC. 507. STUDY ON TOXIC EXPOSURE AND MENTAL HEALTH OUT-

(a) STUDY REQUIRED.—The Secretary of the Department of Veterans Affairs shall enter into an agreement with the National Academies of Sciences, Engineering, and Medicine for the conduct of a study of veterans to assess possible relationships between toxic exposures experienced during service in the Armed Forces and mental health outcomes, including chronic multisymptom illness, traumatic brain injury, post-traumatic stress disorder, depression, psychosis, suicide attempts, and suicide deaths.

- (b) ELEMENTS.—For each veteran included in the study under subsection (a), the following information shall be collected and assessed:
 - (1) Age.
 - (2) Gender.
 - (3) Race and ethnicity.
 - (4) Period and length of service in the Armed Forces.
 - (5) History of toxic exposure during service in the Armed Forces.
 - (6) Any diagnosis of chronic multisymptom illness.
 - (7) Any diagnosis of a mental health or cognitive disorder.
 - (8) Any history of suicide attempt or suidcidality.
 - (9) If the veteran died by suicide.
- (c) REPORT.—Not later than two years after the date after the enactment of this Act, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report containing the findings of the study conducted under subsection (a).
- 11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOTTHEIMER OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 61, line 20, insert after the period the following: "Information distributed under the outreach program shall be treated as a fact sheet of the Department of Veterans Affairs for purposes of making the information available in multiple languages pursuant to section 2 of the Veterans and Family Information Act (Public Law 117–62; 38 U.S.C. 6303 note)."

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HARTZLER OF MISSOURI OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title VII the following new sections:

- SEC. 7____. NON-APPLICABILITY OF NON-DEPARTMENT OF VETERANS AFFAIRS COVENANTS NOT TO COMPETE TO APPOINT-MENT OF VETERANS HEALTH ADMINISTRATION PERSONNEL.
- (a) IN GENERAL.—Subchapter I of chapter 74 of title 38, United States Code, is amended by adding at the end the following new section:

"§ 7414. Effect of non-Department covenants not to compete

- "(a) Non-Applicability.—Except as provided in subsection (b), in the case of an individual who is an applicant for appointment to a position in the Veterans Health Administration described in section 7401 of this title, any covenant not to compete into which the individual has entered with a non-Department facility or party shall have no force or effect with respect to the appointment of the individual to such a position.
- "(b) SERVICE OBLIGATION.—(1) Any individual who is appointed to such a position in the Veterans Health Administration shall, as a condition of such appointment, agree to provide clinical services at a Department medical facility for the duration of the period described in paragraph (2).

"(2) The period described in this paragraph is the period that begins on the date on which an individual is appointed to such a position and ends on the latter of the following dates:

"(A) The date that is one year after such date of appoint-

"(B) The date of the termination of any covenant not to compete entered into between the individual and a non-Department facility or party.

"(3) The Secretary may waive the requirement under paragraph (1) with respect to an individual at the discretion of the Secretary.

"(c) TERMINATION OF DEPARTMENT EMPLOYMENT.—In the case of an individual who is appointed to such a position in the Veterans Health Administration who has entered into a covenant not to compete that is rendered non-applicable pursuant to subsection (a), if the individual's employment at the Veterans Health Administration is terminated for any reason before the specified termination date of such covenant, subsection (a) shall not apply with respect to such covenant after the date of the termination of the individual's employment at the Veterans Health Administration.

"(d) COVENANT NOT TO COMPETE.—In this section, the term 'cov-

enant not to compete' means an agreement-

"(1) between an employee and employer or a contractor and principal that restricts such employee or contractor from performing—

"(A) any work for another employer for a specified period

(B) any work in a specified geographical area; or

"(C) work for another employer performing work that is similar to the work such employee or contractor performed for the employer or principal, included as a party to the agreement; and

"(2) that is entered into after the date of enactment of this Act.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 7413 the following new item:

"7414. Effect of non-Department covenants not to compete.".

SEC. 7___. RECRUITMENT OF PHYSICIANS ON A CONTINGENT BASIS PRIOR TO COMPLETION OF TRAINING REQUIREMENTS.

Section 7402 of title 38, United States Code, is amended—

(1) in subsection (b)(1)-

(A) in the matter preceding subparagraph (A) by inserting "or to be offered an appointment to such position on a contingent basis under subsection (h)" after "position"; and

(B) by striking subparagraph (B) and inserting the following:

"(B)(i) have completed a residency leading to board eligibility in a specialty, satisfactory to the Secretary; or

"(ii) with respect to an offer for an appointment on a contingent basis under subsection (h), complete such a residency by not later than two years after the date of such offer; and"; and

(2) by adding at the end the following new subsection:

"(h)(1) The Secretary may appoint an individual under subsection (b)(1) on a contingent basis in accordance with this subsection if the Secretary reasonably anticipated that the individual will have

completed the requirements for appointment under such subsection (b)(1) by not later than two years after the date on which the indi-

vidual is so appointed.

"(2) An individual who is appointed to a position on a contingent basis under paragraph (1) shall be appointed to such position on a permanent basis if, by not later than two years after the date of the contingent appointment, the individual completes all the requirements for appointment under subsection (b)(1).

"(3) An individual who is appointed on a contingent basis under paragraph (1) who fails to complete the requirements for appointment under subsection (b)(1) by not later than two years after the date on which the individual is so appointed may not be appointed

to such position on a permanent basis.".

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 74, after line 19, insert the following new subsection:

- (c) REPORT ON NATIONAL GUARD USE OF ILER.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate committees of Congress a report on the feasibility of modifying the Individual Longitudinal Exposure Record to ensure that a member of the National Guard who is deployed in the United States in connection with a natural disaster, without regard to duty status (including any duty under title 10 or title 32, United States Code, or State active duty), may record information regarding a suspected exposure by the member to toxic substances during such deployment.
- 14. An Amendment To Be Offered by Representative Levin of Michigan or His Designee, Debatable for 10 Minutes

Page 19, line 11, insert ", including mental and physical health" after "individual".

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title VII the following new section:

- SEC. 7____. AUTHORITY FOR SECRETARY OF VETERANS AFFAIRS TO AWARD GRANTS TO STATES TO IMPROVE OUTREACH TO VETERANS.
- (a) IN GENERAL.—Chapter 63 of title 38, United States Code, is amended—
 - (1) by redesignating sections 6307 and 6308 and sections 6308 and 6309, respectively; and
 - (2) by inserting after section 6306 the following new section 6307:

"§ 6307. Grants to States to improve outreach to veterans

"(a) PURPOSE.—It is the purpose of this section to provide for assistance by the Secretary to States to carry out programs that—

"(1) improve outreach and assistance to veterans and the spouses, children, and parents of veterans, to ensure that such

individuals are fully informed about any veterans and veterans-related benefits and programs (including State veterans programs) for which they may be eligible; and

"(2) facilitate opportunities for such individuals to receive competent, qualified services in the preparation, presentation,

and prosecution of veterans benefits claims.

"(b) AUTHORITY.—The Secretary may award grants to States—

"(1) to carry out, coordinate, improve, or otherwise enhance outreach activities;

"(2) to increase the number of county or tribal veterans service officers serving in the State by hiring new, additional such officers; or

"(3) to expand, carry out, coordinate, improve, or otherwise enhance existing programs, activities, and services of the State's existing organization that has been recognized by the Department of Veterans Affairs pursuant to section 5902, in the preparation, presentation, and prosecution of claims for veterans benefits through representatives who hold positions as county or Tribal veterans service officers.

"(c) APPLICATION.—(1) To be eligible for a grant under this section, a State shall submit to the Secretary an application therefor at such time, in such manner, and containing such information as

the Secretary may require.

"(2) Each application submitted under paragraph (1) shall include the following:

"(A) A detailed plan for the use of the grant.

"(B) A description of the programs through which the State will meet the outcome measures developed by the Secretary under subsection (i).

"(C) A description of how the State will distribute grant amounts equitably among counties (or Tribal lands, as the case

may be) with varying levels of urbanization.

- "(D) A plan for how the grant will be used to meet the unique needs of American Indian or Alaska Native veterans, elderly veterans, women veterans, and veterans from other underserved communities.
- "(d) DISTRIBUTION.—The Secretary shall seek to ensure that grants awarded under this section are equitably distributed among States with varying levels of urbanization.

"(e) PRIORITY.—The Secretary shall prioritize awarding grants under this section that will serve the following areas:

"(1) Areas with a critical shortage of county or tribal veterans service officers.

"(2) Areas with high rates of—

"(A) suicide among veterans; or

"(B) referrals to the Veterans Crisis Line.

"(f) USE OF COUNTY OR TRIBAL VETERANS SERVICE OFFICERS.—A State that receives a grant under this section to carry out an activity described in subsection (b)(1) shall carry out the activity through—

"(1) a county or Tribal veterans service officer of the State;

"(2) if the State does not have a county or tribal veterans service officer, or if the county or Tribal veterans service officers of the State cover only a portion of that State, an appropriate entity of a State, local, or Tribal government, or another publicly funded entity, as determined by the Secretary.

"(g) REQUIRED ACTIVITIES.—Any grant awarded under this sec-

tion shall be used—

"(1) to expand existing programs, activities, and services;

"(2) to hire and maintain new, additional county or Tribal veterans service officers; or

"(3) for travel and transportation to facilitate carrying out

paragraph (1) or (2).

- "(h) OTHER PERMISSIBLE ACTIVITIES.—A grant under this section may be used to provide education and training, including on-the-job training, for State, county, local, and tribal government employees who provide (or when trained will provide) veterans outreach services in order for those employees to obtain and maintain accreditation in accordance with procedures approved by the Secretary.
- "(i) OUTCOME MEASURES.—(1) The Secretary shall develop and provide to each State that receives a grant under this section written guidance on the following:

"(A) Outcome measures.

"(B) Policies of the Department.

"(2) In developing outcome measures under paragraph (1), the Secretary shall consider the following goals:

"(A) Increasing the use of veterans and veterans-related ben-

efits, particularly among vulnerable populations.

"(B) Increasing the number of county and tribal veterans service officers recognized by the Secretary for the representation of veterans under chapter 59 of this title.

"(j) Tracking Requirements.—(1) With respect to each grant awarded under this section, the Secretary shall track the use of veterans benefits among the population served by the grant, including the average period of time between the date on which a veteran or other eligible claimant applies for such a benefit and the date on which the veteran or other eligible claimant receives the benefit, disaggregated by type of benefit.

"(2) Not less frequently than annually during the life of the grant program established under this section, the Secretary shall submit

to Congress a report on—

"(A) the information tracked under paragraph (1);

- "(B) how the grants awarded under this section serve the unique needs of American Indian or Alaska Native veterans, elderly veterans, women veterans, and veterans from other underserved communities; and
- "(C) other information provided by States pursuant to the grant reporting requirements.

"(k) Performance Review.—(1) The Secretary shall—

- "(A) review the performance of each State that receives a grant under this section; and
- "(B) make information regarding such performance publicly
- "(1) REMEDIATION PLAN.—(1) In the case of a State that receives a grant under this section and does not meet the outcome measures developed by the Secretary under subsection (i), the Secretary shall require the State to submit a remediation plan under which the

State shall describe how and when it plans to meet such outcome measures.

"(2) The Secretary may not award a subsequent grant under this section to a State described in paragraph (1) unless the Secretary

approves the remediation plan submitted by the State.

"(m) MAXIMUM AMOUNT.—The amount of a grant awarded under this section may not exceed 10 percent of amounts made available for grants under this section for the fiscal year in which the grant is awarded.

"(n) SUPPLEMENT, NOT SUPPLANT.—Any grant awarded under this section shall be used to supplement and not supplant State and local funding that is otherwise available.

"(o) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary for each of fiscal years 2023 through 2027, \$50,000,000 to carry out this section.

"(p) DEFINITIONS.—In this section:

"(1) The term 'county or tribal veterans service officer' in-

cludes a local equivalent veterans service officer.

"(2) The term 'State' includes each Indian Tribe, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, and any territory or possession of the United States.

"(3) The term 'Veterans Crisis Line' means the toll-free hotline for veterans established under section 1720F(h) of this

title.".

- (b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 63 of such title is amended by striking the items relating to sections 6307 and 6308 and inserting the following new items:
- "6307. Grants to States to improve outreach to veterans.
- "6308. Outreach for eligible dependents.
- "6309. Biennial report to Congress.".
- (c) AUTHORIZATION OF ADDITIONAL FULL-TIME EQUIVALENT EMPLOYEE.—During fiscal years 2023 through 2027, the Secretary of Veterans Affairs may hire an additional full-time equivalent employee in the Office of the General Counsel of the Department of Veterans Affairs, as compared to the number of full-time equivalent employees that would otherwise be authorized for such office, to carry out duties under the accreditation, discipline, and fees program.
- 16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NEWMAN OF ILLINOIS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title VII the following new section:

SEC. 7___. STUDY AND REPORT ON HERBICIDE AGENT EXPOSURE IN PANAMA CANAL ZONE.

(a) STUDY.—The Secretary of Defense shall conduct a study on the exposure of members of the Armed Forces to herbicide agents, including Agent Orange and Agent Purple, in the Panama Canal Zone during the period beginning on January 1, 1958, and ending on December 31, 1999.

- (b) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit to Congress a report on the study conducted under subsection (a).
- 17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PAPPAS OF NEW HAMPSHIRE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 65, after line 22, insert the following:

SEC. 605. GUIDELINES FOR ACTIVE DUTY MILITARY ON POTENTIAL RISKS AND PREVENTION OF TOXIC EXPOSURES.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly coordinate and establish guidelines to be used during training of members of the Armed Forces serving on active duty to provide the members awareness of the potential risks of toxic exposures and ways to prevent being exposed during combat.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PLASKETT OF VIRGIN ISLANDS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title V, add the following:

SEC. 506. STUDY ON VETERANS IN TERRITORIES OF THE UNITED STATES.

(a) GAO STUDY.—

- (1) IN GENERAL.—The Comptroller General of the United States shall conduct a study on the state of access and barriers to benefits and services furnished under laws administered by the Secretary of Veterans Affairs to veterans in Territories of the United States, including deficits in the availability and accessibility of such benefits and services compared to veterans elsewhere in the United States.
- (2) Elements.—The study under paragraph (1) shall include—
 - (A) the number of veterans in each Territory of the United States;
 - (B) the number of veterans in each Territory who are enrolled in the system of annual patient enrollment of the Department of Veterans Affairs under section 1705(a) of title 38, United States Code;

(C) the number of veterans in each Territory who are eligible for services under section 1710 of such title but who are not enrolled as described in subparagraph (B);

(D) a detailed description of obstacles facing veterans in each Territory in accessing health care services, including those involving the availability of such services to veterans in the Territory in which the veterans reside, and the distance required of veterans to journey to receive services at a regional medical center of the Veterans Health Administration, a community-based outpatient clinic, or other full-service medical facility of the Department, or death center, respectively;

(E) a detailed description of obstacles facing veterans in each Territory in accessing readjustment counseling services, including those involving the availability of such services to veterans in the Territory in which the veterans reside, and the distance required of veterans to journey to receive services at a readjustment counseling services cen-

ter of the Department;

(F) a detailed description of obstacles facing veterans in each Territory in accessing other veterans benefits, including those involving the availability of benefits and services to veterans in the Territory in which the veterans reside, and the distance required of the veterans to journey to the nearest office of the Veterans Benefits Administration;

(G) an analysis of the staffing and recordkeeping levels and quality of the offices of the Department charged with serving veterans in the Territories, including the availability of the full- and part-time staff of each office to the veterans they are charged with serving, and the continuity of care provided by such staff to such veterans;

(H) an analysis of the availability of the Veterans Community Care Program established under section 1703 of title 38, United States Code, to veterans in each Territory;

(I) an analysis of the economic and health consequences for veterans in each Territory resulting from obstacles to accessing adequate assistance and health care at facilities of the Department;

(J) an analysis of the access to assistance and health care provided to veterans in the aftermath of major disasters declared in each of the Territories since September 4,

2017; and

(K) recommendations for improving access of veterans in the Territories to benefits and services furnished by the Secretary, and reducing barriers and deficits in the availability and accessibility of such benefits and services compared to veterans elsewhere in the United States.

- (b) REPORT.—Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to Congress a final report setting forth the results of the study conducted under subsection (a), including the recommendations developed under paragraph (2)(K) of such subsection.
- (c) TERRITORY DEFINED.—In this section, the term "Territory" includes American Samoa, the Commonwealth of the Northern Marianas Islands, Guam, Puerto Rico, and the Virgin Islands.
- 19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PORTER OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title V the following new section:

SEC. 507. DEPARTMENT OF VETERANS AFFAIRS PUBLIC WEBSITE FOR TOXIC EXPOSURE RESEARCH.

(a) Website.—Not later than one year after the date of the enactment of this Act, the Secretary of Veterans Affairs shall establish, and maintain thereafter, a publically accessible internet website of the Department of Veterans Affairs that serves as a clearinghouse for the publication of all toxic exposure research carried out or funded by the executive branch of the Federal Government.

- (b) RELATION TO WAR RELATED ILLNESS AND INJURY STUDY CENTER.—The website developed and maintained under subsection (a) shall be housed under the website of the War Related Illness and Injury Study Center of the Department of Veterans Affairs, or successor center.
- (c) COORDINATION.—In carrying out subsection (a), the Secretary shall coordinate with—
 - (1) the heads of each Federal department or agency carrying out or funding toxic exposure research;

(2) the War Related Illness and Injury Study Center of the Department of Veterans Affairs, or successor center; and

- (3) any working group of the Department of Veterans Affairs or other similar entity responsible for coordinating toxic exposure research.
- (d) Definitions.—In this section:
 - (1) The term "toxic exposure" has the meaning given that term in section 101 of title 38, United States Code, as added by section 102(b).
 - (2) The term "toxic exposure research" means research on the health consequences of toxic exposures experienced during service in the Armed Forces.
- 20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROSS OF NORTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 67, after line 10, insert the following:

(1) INITIAL REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report regarding the following:

(A) Sources of PFAS on military installations other than

AFFF.

(B) Any recommendation of the Secretary regarding whether to expand eligibility for the registry to individuals exposed to sources of PFAS described in subparagraph (A).

Page 67, line 11, strike "(1) INITIAL" and insert "(2) INTERIM".

Page 68, line 3, strike "(2)" and insert "(3)".

Page 68, line 14, strike "(3)" and insert "(4)".

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RUIZ OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VII, insert the following:

SEC. 707. BUDGET INFORMATION FOR ALTERNATIVES TO BURN PITS.

The Secretary of Defense shall include in the budget submission of the President under section 1105(a) of title 31, United States Code, for each of fiscal years 2023 through 2027, a dedicated budget line item for incinerators and waste-to-energy waste disposal alternatives to burn pits.

22. An Amendment To Be Offered by Representative Ruiz of California or His Designee, Debatable for 10 Minutes

At the end of title VII, insert the following:

SEC. 707. BURN PIT REGISTRY UPDATES.

(a) Individuals Eligible to Update.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall take actions necessary to ensure that the burn pit registry may be updated with the cause of death of a deceased registered individual by—

(A) an individual designated by such deceased registered

individual; or

(B) if no such individual is designated, an immediate family member of such deceased registered individual.

(2) DESIGNATION.—The Secretary shall provide, with respect to the burn pit registry, a process by which a registered individual may make a designation for purposes of paragraph (1)(A).

(b) DEFINITIONS.—In this section:

- (1) The term "burn pit registry" means the registry established under section 201 of the Dignified Burial and Other Veterans' Benefits Improvement Act of 2012 (Public Law 112–260; 38 U.S.C. 527 note).
- (2) The term "immediate family member", with respect to a deceased individual, means—
 - (A) the spouse, parent, brother, sister, or adult child of the individual;
 - (B) an adult person to whom the individual stands in loco parentis; or

(C) any other adult person—

- (i) living in the household of the individual at the time of the death of the individual; and
- (ii) related to the individual by blood or marriage.
- (3) The term "registered individual" means an individual registered with the burn pit registry.

23. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RYAN OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VII, add the following:

SEC. 707. BURN PIT TRANSPARENCY.

(a) SHORT TITLE.—This section may be cited as the "SFC Heath Robinson Burn Pit Transparency Act".

(b) Notifications and Reports Regarding Reported Cases of

BURN PIT EXPOSURE.—

(1) QUARTERLY NOTIFICATIONS.—

- (A) IN GENERAL.—On a quarterly basis, the Secretary of Veterans Affairs shall submit to the appropriate congressional committees a report on each reported case of burn pit exposure by a covered veteran reported during the previous quarter.
- vious quarter.

 (B) ELEMENTS.—Each report submitted under subparagraph (A) shall include, with respect to each reported case of burn pit exposure of a covered veteran included in the report, the following:

(i) Notice of the case, including the medical facility at which the case was reported.

(ii) Notice of, as available—

(I) the enrollment status of the covered veteran with respect to the patient enrollment system of the Department of Veterans Affairs under section 1705(a) of title 38, United States Code;

(II) a summary of all health care visits by the covered veteran at the medical facility at which

the case was reported that are related to the case; (III) the demographics of the covered veteran,

including age, sex, and race;

(IV) any non-Department of Veterans Affairs health care benefits that the covered veteran receives;

(V) the Armed Force in which the covered veteran served and the rank of the covered veteran;

(VI) the period in which the covered veteran

(VII) each location of an open burn pit from which the covered veteran was exposed to toxic airborne chemicals and fumes during such service;

(VIII) the medical diagnoses of the covered veteran and the treatment provided to the veteran;

(IX) whether the covered veteran is registered in the Airborne Hazards and Open Burn Pit Reg-

(C) PROTECTION OF INFORMATION.—The Secretary shall ensure that the reports submitted under subparagraph (A) do not include the identity of covered veterans or contain other personally identifiable data.

(2) Annual report on cases.-

(A) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Veterans Affairs, in collaboration with the Secretary of Defense, shall submit to the appropriate congressional committees a report detailing the following:

(i) The total number of covered veterans.

(ii) The total number of claims for disability compensation under chapter 11 of title 38, United States Code, approved and the total number denied by the Secretary of Veterans Affairs with respect to a covered veteran, and for each such denial, the rationale of the denial.

(iii) A comprehensive list of—

- (I) the conditions for which covered veterans seek treatment; and
- (II) the locations of the open burn pits from which the covered veterans were exposed to toxic airborne chemicals and fumes.

(iv) Identification of any illnesses relating to exposure to open burn pits that formed the basis for the Secretary to award benefits, including entitlement to service connection or an increase in disability rating.

(v) The total number of covered veterans who died after seeking care for an illness relating to exposure to

an open burn pit.

(vi) Any updates or trends with respect to the information described in clauses (i), (ii), (iii), (iv), and (v)

that the Secretary determines appropriate.

(B) MATTERS INCLUDED IN FIRST REPORT.—The Secretary shall include in the first report under paragraph (1) information specified in paragraph (1)(B) with respect to reported cases of burn pit exposure made during the period beginning January 1, 1990, and ending on the day before the date of the enactment of this Act.

(3) Information regarding the airborne hazards and open burn pit registry.—

(A) Notice.—The Secretary of Veterans Affairs shall ensure that a medical professional of the Department of Veterans Affairs informs a veteran of the Airborne Hazards and Open Burn Pit Registry if the veteran presents at a medical facility of the Department for treatment that the veteran describes as being related to, or ancillary to, the exposure of the veteran to toxic airborne chemicals and fumes caused by open burn pits.

(B) DISPLAY.—In making information public regarding the number of participants in the Airborne Hazards and Open Burn Pit Registry, the Secretary shall display such numbers by both State and by congressional district.

- (4) COMPTROLLER GENERAL REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the appropriate congressional committees a report containing an assessment of the effectiveness of any memorandum of understanding or memorandum of agreement entered into by the Secretary of Veterans Affairs with respect to—
 - (A) the processing of reported cases of burn pit exposure;and
 - (B) the coordination of care and provision of health care relating to such cases at medical facilities of the Department of Veterans Affairs and at non-Department facilities.
 - (5) Definitions.—In this section:
 - (A) The term "Airborne Hazards and Open Burn Pit Registry" means the registry established by the Secretary of Veterans Affairs under section 201 of the Dignified Burial and Other Veterans' Benefits Improvement Act of 2012 (Public Law 112–260; 38 U.S.C. 527 note).
 - (B) The term "appropriate congressional committees" means—
 - (i) the Committee on Veterans' Affairs and the Committee on Armed Services of the Senate; and
 - (ii) The Committee on Veterans' Affairs and the Committee on Armed Services of the House of Representatives.
 - (C) The term "covered veteran" means a veteran who presents at a medical facility of the Department of Veterans Affairs (or in a non-Department facility pursuant to section 1703 or 1703A of title 38, United States Code) for treatment that the veteran describes as being related to, or ancillary to, the exposure of the veteran to toxic air-

borne chemicals and fumes caused by open burn pits at any time while serving in the Armed Forces.

- (D) The term "open burn pit" has the meaning given that term in section 201(c) of the Dignified Burial and Other Veterans' Benefits Improvement Act of 2012 (Public Law 112–260; 38 U.S.C. 527 note).
- (E) The term "reported case of burn pit exposure" means each instance in which a veteran presents at a medical facility of the Department of Veterans Affairs (or in a non-Department facility pursuant to section 1703 or 1703A of title 38, United States Code) for treatment that the veteran describes as being related to, or ancillary to, the exposure of the veteran to toxic airborne chemicals and fumes caused by open burn pits at any time while serving in the Armed Forces.
- 24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCANLON OF PENNSYLVANIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title VII the following new section:

SEC. 7___. AUTHORIZATION OF APPROPRIATIONS FOR EXPANSION OF CLAIMS AUTOMATION.

There is authorized to be appropriated to the Secretary of Veterans Affairs \$150,000,000 for fiscal year 2023 to continue the modernization and expansion of capabilities and capacity of the Veterans Benefits Management System of the Department of Veterans Affairs to support expected increased claims processing for newly eligible veterans pursuant to this Act and the amendments made by this Act.

25. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SLOTKIN OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 501 and insert the following:

SEC. 501. INTERAGENCY WORKING GROUP ON TOXIC EXPOSURE RE-SEARCH.

(a) IN GENERAL.—Subchapter II of chapter 73 of title 38, United States Code, is amended by adding at the end the following new section:

"§ 7330D. Interagency working group on toxic exposure research

- "(a) ESTABLISHMENT.—(1) The Secretary shall establish the Toxic Exposure Research Working Group (in this section referred to as the 'Working Group').
- the 'Working Group').

 "(2) The Working Group shall consist of employees, selected by the Secretary, of the following:
 - "(A) The Department.
 - "(B) The Department of Defense.
 - "(C) The Department of Health and Human Services.
 - "(D) The Environmental Protection Agency.
 - "(E) Other Federal entities involved in research activities regarding the health consequences of toxic exposures experienced during active military, naval, air, or space service.

"(b) FUNCTIONS.—The Working Group shall perform the following functions:

"(1) Identify collaborative research activities and resources available among entities represented by members of the Working Group to conduct such collaborative research activities.

"(2) Develop a 5-year strategic plan for Federal entities represented in the Working Group to carry out collaborative re-

search activities.

"(c) REPORTING.—The Secretary shall submit, to the Committees on Veterans' Affairs of the Senate and House of Representatives, the following:

"(1) Not later than one year after the date of the enactment of the Act, a report on the establishment of the Working Group

under subsection (a).

"(2) Not later than two years after the date of enactment of the Act, a report containing the collaborative research activities identified, and the Strategic Plan developed, by the Working Group, under subsection (b).

"(3) Annually during the 5-year period covered by the strategic plan under subsection (b), a progress reports on imple-

mentation of the Strategic Plan under subsection (b).

"(d) TERMINATION.—The Working Group shall terminate after submitting the final report under subsection (c).

"(e) DEFINITIONS.—For purposes of this section—

"(1) The term 'Act' means the Honoring our Promise to Address Comprehensive Toxics Act of 2021.

"(2) The term 'collaborative research activity' means a research activity—

"(A) ---- -1--

"(A) conducted by an entity represented by a member of the Working Group;

"(B) funded by the Federal Government; and

"(C) regarding the health consequences of toxic exposures experienced during active military, naval, air, or space service."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by inserting after the item relating to section 7330C the following new item:

"7330D. Interagency working group on toxic exposure research.".

(c) IMPLEMENTATION.—The Secretary of Veterans Affairs shall establish the Working Group under section 7330D of such title, as added by subsection (a), not later than one year after the date of the enactment of this Act

26. An Amendment To Be Offered by Representative Spanberger of Virginia or Her Designee, Debatable for 10 Minutes

Add at the end of title V the following new section:

SEC. 5____. BIENNIAL REPORT ON HEALTH EFFECTS OF JET FUELS USED BY ARMED FORCES.

Not later than one year after the date of the enactment of this Act, and biennially thereafter during the subsequent eight-year period, the Secretary of Veterans Affairs shall submit to the Commit-

tees on Veterans' Affairs of the House of Representatives and the Senate, and make publicly available, a report that includes—

(1) a discussion of the effect of various different types of jet fuels used by the Armed Forces on the health of individuals by length of exposure;

(2) an identification of the immediate symptoms of jet fuel

exposure that may indicate future health risks;

(3) a chronology of health safeguards implemented by the Armed Forces intended to reduce the exposure of members of the Armed Foces to jet fuel; and

(4) an identification of any areas relating to jet fuel exposure

about which new research needs to be conducted.

27. An Amendment To Be Offered by Representative Torres of California or Her Designee, Debatable for 10 Minutes

Page 61, after line 15, insert the following:

"(3) LANGUAGES.—The Secretary shall publish the list under paragraph (1) in languages including the following:

"(A) English.
"(B) Spanish.

"(C) Chinese.

"(D) The seven other most commonly spoken languages in the United States.".

28. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TORRES OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 55, line 14, strike "veterans to" and insert "veterans, to". Page 55, line 16, strike "veterans." and insert "veterans, and on available early detection diagnostics, to determine the feasibility and advisability of including such diagnostics as part of the health care furnished to veterans by the Secretary.".

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